

IAP6 Rec'd PCT/PTO 28 SEP 2006



Docket No.: 3893-0230PUS2
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Thomas Peter SABROE et al.

Application No.: 10/549,315

Confirmation No.: 8221

Filed: September 16, 2005

Art Unit: N/A

For: STEREOSELECTIVE SYNTHESIS OF
VITAMIN D ANALOGUES

Examiner: Not Yet Assigned

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements dated July 28, 2006, Applicant respectfully submits:

- ☒ Attached is a copy of the Notification of Missing Requirements (371 Formalities Letter).
- ☒ Attached is the Executed Declaration and Power of Attorney ☒ Original ☐ Photocopy.
- ☐ The specification attached to the executed Declaration and Power of Attorney is a true copy of the specification that was filed in the U.S. Patent and Trademark Office on September 16, 2005, including any amendments thereto (if applicable) filed on even date therewith.
- ☒ The undersigned hereby declares that "Attorney Docket No. 3893-0230PUS2" on page 1 of the attached Inventors' Declaration corresponds to Appl. No.10/549,315

filed September 16, 2005 entitled "STEREOSELECTIVE SYNTHESIS OF VITAMIN D ANALOGUES."

- ☐ Attached is an English language translation of the above-identified application that was filed in a foreign language, which should be used as the copy for examination purposes.

See the attached Translator's Verification; or

The undersigned states that the English translation attached hereto is a true and correct translation of the application as originally filed in a foreign language.

- ☐ Attached are - sheet(s) of drawings. Please substitute these replacement drawings for the corresponding - sheet(s) of drawings on file in the above-identified application.
- ☐ Attached are substitute claims commencing on a separate sheet in accordance with 37 C.F.R. § 1.75(h).
- ☐ Attached is a substitute abstract commencing on a separate sheet in accordance with 37 C.F.R. § 1.72(b).
- ☐ Attached is a substitute specification that complies with 37 C.F.R. § 1.52. The substitute specification does not contain new matter.
- ☐ Attached is a preliminary amendment.
- ☐ Applicant claims small entity status under 37 C.F.R. § 1.27.
- ☐ Attached is a Supplemental Application Data Sheet (ADS).
- ☐ Submitted concurrently herewith under separate cover for recording is an Assignment.
- ☐ Attached is a Petition for Extension of Time.

☒ **The Government Filing Surcharge for late filing of oath and/or declaration in the amount of \$130.00 in accordance with 37 C.F.R. §§ 1.494 and 1.492 was previously paid for concurrently with the filing of the application on September 16, 2006.**


☐ Attached hereto is the fee transmittal listing the required fees.

No further fees are required for the claims. The claim count is 44 total claims, with 7 independent. This claim count is based on the Preliminary Amendment submitted at the time of filing on September 16, 2006. The claim fee in the amount of \$ 2,360.00 was duly paid on September 16, 2006. However, if the Office maintains the supplemental fee of \$400 and it is determined that this fee must be paid to complete the requirements for acceptance under 35 U.S.C. § 317, please use our deposit account as authorized below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: September 28, 2006

Respectfully submitted,

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Attachment(s)

Declaration and Power of Attorney
Copy of Notification of Missing Requirements

ADM



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
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 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,315	Thomas Peter Sabroe	3893-0230PUS2

INTERNATIONAL APPLICATION NO.

PCT/DK05/00161

I.A. FILING DATE

03/10/2005

PRIORITY DATE

03/18/2004

2292

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DOCKETED

Perfect/ Add'l Claims fee
 9-28-06 AB

CONFIRMATION NO. 8221

371 FORMALITIES LETTER



OC000000019793334

Date Mailed: 07/28/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/16/2005
- Copy of the International Search Report filed on 09/16/2005
- Preliminary Amendments filed on 09/16/2005
- Information Disclosure Statements filed on 09/16/2005
- U.S. Basic National Fees filed on 09/16/2005
- Priority Documents filed on 09/16/2005
- Specification filed on 09/16/2005
- Claims filed on 09/16/2005
- Abstracts filed on 09/16/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$400 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$400 for a Large Entity:

- Total additional claim fee(s) for this application is \$ 400

- \$400 for 6 independent claims over 3.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,315	PCT/DK05/00161	3893-0230PUS2

FORM PCT/DO/EO/905 (371 Formalities Notice)